

State of California
California Regional Water Quality Control Board
Colorado River Basin Region

MINUTES OF BOARD MEETING

Thursday, January 17, 2013, 9:00 a.m. to 12:35 p.m.

California Regional Water Quality Control Board
Colorado River Basin Region
Board Room
73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260

The California Regional Water Quality Control Board, Colorado River Basin Region, was called to order by Chair Ellen Way at 9:00 a.m. on January 17, 2013, at Palm Desert, California.

Roll Call (Board Members Only)

Regional Board Members Present:

Buford Crites, Tom Davis, Jeff Hays, Edward Muzik, Ellen Way, Nancy Wright.

The Board Secretary stated that a quorum was present.

State Water Resources Control Board Liaison Present: Frances Spivy-Weber

Regional Water Board Counsel: Tom Vandenberg

Regional Board Staff Present:

Jose Angel, Soni Wells, Mary Castañeda, John Carmona, Francisco Costa, Maria Davydova, Kai Dunn, Mary Serra, Abid Khalaf, Robert Perdue, Jon Rokke, Nadim Shukry-Zeywar, Joan Stormo, Doug Wylie, Jose Cortez, Herb Jackson, Maribel Rodriguez, Jennie Snyder

Others Present:

Linsey Dale, Imperial County Farm Bureau
Steven Pastor, Riverside County Farm Bureau
Gretchen Gutierrez, Desert Valleys Builders Association
Steve Bigley, Coachella Valley Water District
Ed Smith, Palo Verde Valley Irrigation District
Ron Derma, Bard Water District
Jennifer Hinka, Coachella Valley Mosquito and Vector Control District
Scott Lynch, RMC Water and Environment
Datie Ruart, Desert Water Agency
David Tate, Desert Water Agency
Daniel Cozad, Integrated Planning and Management
Patti Reyes, Coachella Valley Water District
Mark Ban, Hi Desert Water District

MINUTES

1. Minutes of November 15, 2012 Board Meeting

MOTION: Edward Muzik moved, Tom Davis seconded, and motion carried unanimously that the Minutes be adopted.

PUBLIC FORUM

2. No members of the public spoke.

UNCONTESTED NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMITS AND WASTE DISCHARGE REQUIREMENTS

3. R7-2013-0007 Revised Waste Discharge Requirements for **Heber Public Utilities District Standby Basin** – Imperial County

MOTION: Buford Crites moved, Nancy Wright seconded, and motion carried unanimously that Order No. R7-2013-0007 be adopted with errata.

4. R7-2013-0015 Rescission of Waste Discharge Requirements for R7-2007-0043 **Truckhaven Geothermal Exploratory Well** – Imperial County

MOTION: Board Chair Way pulled R7-2013-0015 from the agenda pursuant to the Discharger's request.

5. R7-2013-0017 Revised Waste Discharge Requirements for **Norge Village Cleaners**, Owner/Operator, Dominick Houa Phinyo, Yucca Valley – San Bernardino County

MOTION: Buford Crites moved, Nancy Wright seconded, and motion carried unanimously that Order No. R7-2013-0017 be adopted

6. R7-2013-0019 Waste Discharge Requirements for **Seeley County Water District**, Owner/Operator, Seeley County Wastewater Treatment Plant, Evaporation/Percolation Pond Pilot Project, Seeley – Imperial County

MOTION: Buford Crites moved, Nancy Wright seconded, and motion carried unanimously that Order No. R7-2013-0019 be adopted

ENFORCEMENT

7. R7-2013-0014 Administrative Civil Liability Order in the Matter of Imperial Irrigation District (IID) Grass Carp Hatchery, El Centro – Imperial County

MOTION: Jeff Hays moved, Tom Davis seconded, and motion carried unanimously that Order No. R7-2013-0014 be adopted

RESOLUTION

8. R7-2013-0003 Resolution Approving the Initial Study and Adopting a Negative Declaration for Conditional Waiver of Waste Discharge Requirements for Agricultural Wastewater Discharges and Discharges of Wastes from Drain Operation and Maintenance Activities Originating Within the Bard Unit of the Reservation Division – Imperial County

MOTION: Jeff Hays moved, Edward Muzik seconded, and motion carried on a vote of 5 “ayes” and 1 “no” that Order No. R7-2013-0003 be adopted.

WAIVER OF WASTE DISCHARGE REQUIREMENTS

9. R7-2013-0002 Conditional Waiver of Waste Discharge Requirements for Agricultural Wastewater Discharges and Discharges of Wastes from Drain Operation and Maintenance Activities Originating within the Bard Unit of the Reservation Division – Imperial County

MOTION: Jeff Hays moved, Edward Muzik seconded, and motion carried on a vote of 5 “ayes” and 1 “no” that Order No. R7-2013-0002 be adopted with errata.

ELECTION OF CHAIR AND VICE CHAIR

10. The election of the Board Chair and Vice-Chair, 2013

MOTION: Tom Davis moved and Nancy Wright seconded nominating Ellen Way for re-election as Chair. The motion carried re-electing Ellen Way as Chair of the Regional Board. Buford Crites moved and Ed Muzik seconded nominating Jeff Hays for re-election as Vice Chair. The motion carried re-electing Jeff Hays as Vice Chair of the Regional Board.

OTHER BUSINESS

11. SWRCB Onsite Waste Treatment System (OWTS) Policy — SWRCB Staff

Matt Howard, SWRCB staff, gave a presentation on the State Water Board’s Water Quality Control Policy for Siting, Design, Operation and Maintenance of Onsite Wastewater Treatment (Septic) Systems (OWTS Policy). The administrative record for the OWTS Policy was approved by the Office of Administrative Law (OAL) on November 13, 2012. Pursuant to the Water Code, the OWTS Policy will take effect 6 months following OAL approval. Thus, the effective date of the Policy is May 13, 2013.

12. Informational Update Coachella Valley Salt and Nutrient Management Plan - JR

Combined with Item 13

13. Informational Update Coachella Valley Regional Water Management Group – Salt and Nutrient Management Planning Efforts – JR

Patti Reyes, Planning and Special Programs Manager for CVWD, presented the item with consultants Scott Lynch of IPM and Daniel Cozad of RMC. They reported on the work to date of the Coachella Valley Integrated Regional Water Management Plan (IRWMP) group, with emphasis on efforts towards developing a comprehensive ground water Salt and Nutrient Management Plan (SNMP), as required by the State's 2009 Recycled Water Policy. The Policy requires that SNMPs be developed through a stakeholder driven process to be completed by May 14, 2014. Additionally, the Recycled Water Policy provides that a time extension may be granted by the Regional Board if substantial progress is documented. The Recycled Water Policy requires Regional Board Basin Plans be amended to implement SNMPs. Therefore, IRWMP groups will also be developing the appropriate CEQA documents and performing anti-degradation analyses.

The Regional Board Members requested periodic updates.

14. Informational Update: State Water Resources Control Board Activities (hand-out) (TAV) and presentation by — SWRCB Vice Chair Fran Spivy-Weber.

Ms. Spivy-Weber, SWRCB liaison for RB7, described the ongoing stakeholder meetings with fee payers concerning Resource Realignment within the Waterboards. Ms. Spivy-Weber explained that fees are collected statewide on a sector specific basis, including agriculture, storm water, waste water and land discharge, and then allocated, in part, to the Regional Board budgets.

15. Colorado River Basin Water Board Executive Officer's Report — RP

EO Robert Perdue gave a brief update on Implementation of the Yucca Valley Septic Tank Prohibition. At the request of Mr. Perdue, the Director of Operations for Hi-Desert Water District, Mark Ban, elaborated on progress towards implementing the Prohibition as contained in the District's bi-annual report to the Regional Board.

16. Colorado River Basin Water Board Member Comments

Nancy Wright informed the Board that she will be attending the New River Binational Observation Tour in Mexicali at the end of the month.

17. Colorado River Basin Water Board Chair's Report — EW

RB7 Chair Ellen Way welcomed SWRCB Vice Chair Fran Spivey-Weber and thanked her for participating in the Meeting.

CLOSED SESSION

18. At any time during the regular session, the Board may adjourn to meet in closed session to consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence [Authority: Government Code Section 11126(c)(3)]; to discuss significant exposure to litigation [Authority: Government Code Section 11126(e)(2)(B)(i)]; to discuss whether to initiate litigation [Authority: Government Code Section 11126(e)(2)(C)(i)]; or to discuss initiated litigation [Authority: Government Code Section 11126(e)]. Discussion of litigation is within the attorney-client privilege and may be held in closed session [Authority: Government Code Section 11126(e)(2)].

There were no closed session items discussed.

ARRANGEMENTS FOR NEXT BOARD MEETING: 9:00 a.m., THURSDAY, MARCH 21, 2013, PALM DESERT, CA.

ADJOURNMENT OF BOARD MEETING